

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

R & B – Nalgonda District – Sanction of an amount of Rs. 5, 79, 070/- towards payment of decretal charges in respect of land acquisition of in O.P No.45/05 in A.S No.1175/91, Dt:17.09.1988 in Nalgonda District as an advance from contingency fund –Accorded – Orders – Issued.

TRANSPORT, ROADS AND BUILDINGS (ROADS.III) DEPARTMENT

G.O.Rt.No. 366

Dated:21-03-2014

Read:

From ENC (R&B) SR, Hyderabad, Lr.No.5566/DCE(R)
/EEII/ AEE(NLG)/2013, Dt:08.11.2013

ORDER:

In the letter read above the Engineer-in-Chief(R&B) SR, Hyderabad has stated that as per sub-division records, the Revenue Divisional Officer/Miryalaguda has acquired the land to an extent of Ac. 4.80 cts in Sy. No.'s 151, 152, 153, 155, 266, 235, 236,237,225 & 226 situated at Kukkadam (V) of Vemulapally (M) for an improvement of Tripuraram – Kukkadam road and the award was passed vide proceeding No. E1/3631/88, dt: 12.02.2001 @ Rs. 15,000/- Acre for dry land & Rs. 21,000/- per acre for wet lands. Since the petitions of claimants to an extent of A.C. 3.58 ¼ Gts 64 sq yards was not referred to the civil court U/s. 18 of the act, the claimants have filed a W.P. bearing No. 25154/03 in the Hon' ble High Court and the high court has ordered to reference the case to civil court U/s 18 of the Act.

2. The Engineer-in-Chief (R&B) State Roads, Hyderabad has further stated that in the Hon'ble reference court, the case was registered as O.P. No. 45/05 and the Hon'ble executing court has decided the rate @ Rs. 45900/- per Acre. As per the opinion given by the G.P. of the reference court, the G.P. (Appeals) in the Hon'ble High Court of Andhra Pradesh has given legal opinion stating that the judgment of the reference court has considered the judgment of Hon'ble High court in A.S. No. 1175/91 dt: 17.09.1988 and the judgment of Hon'ble Supreme court had fixed the escalation at the rate of 10% per year.

3. The Engineer-in-Chief (R&B) State Roads, Hyderabad has also stated that the G.P (Appeals) has opined that there are no grounds to prefer an appeal in this matter and advised to comply the judgment of the reference court. Accordingly, the Revenue Divisional Officer, Miryalaguda has prepared the P.V statement for Rs. 5,79,070/- towards decretal charges and submitted the same to the District Collector, Nalgonda and in turn the district collector requested the secretary & Chief Commissioner of Land Administration Hyderabad to arrange the funds for an amount of Rs. 5,79,070/- towards decretal charges in O.P.No. 45/05 in A.S.No.1175/91, dt:17.09.1988 vide Lr. No. G1/1753/11, dt: 23.04.2013.

4. The Engineer-in-Chief (R&B) State Roads, Hyderabad., has requested the Government to accord sanction of Rs.5,79,070/- towards payment of decretal charges in O.P. No/45/05 in A.S. No.1175/91 dated 17-09-1988 under the Head of Account 5054 Col on Roads & Bridges - 04- District and other roads MH-800- Other Expenditure - Other expenditure GH-11 Normal state plan -SH- (08)- Other Roads -530 Major Works -532 lands (Charged) so as to deposit the same in the Hon'ble Court to avoid further legal complications.

(P.T.O)

5. Government after careful examination of the matter, hereby accord sanction for an amount of Rs.5,79,070/- (Rupees five lakhs seventy nine thousand and seventy only) towards payment of decretal charges for depositing before the Hon'ble Court in OP. Nos 45/05 in A.S. No. 1175/91, dt 17.9.1988 in connection with Land acquisition for formation of an improvement of Tripuraram-Kukkadam road in Nalgonda District .

6. The amount sanctioned in Para (5) above, shall be debited to the Head of Account "5054 – Capital Out Lay on Roads and Bridges - 04 – District & Other Roads -MH-800-Other Expenditure -GH-11-Normal State Plan - SH (07) – MDR - 530 – Major Works -532 – Lands (charged)" and shall initially be met an advance from the Contingency Fund and orders regarding orders which will be issued by Finance (BG) Department separately.

7. The Engineer-in-Chief (R&B) State Roads, Hyderabad shall take necessary further action accordingly in the matter.

8. The Engineer-in-Chief (R&B) State Roads, Hyderabad shall also send necessary proposals to Finance (BG.1) Department at the appropriate time during the current financial year 2013-14 for obtaining Supplementary Grant to recoup the advance sanction from Contingency Fund.

9. This order issues with the concurrence of Finance (Exp.Pw) Dept., vide their UO.No.33462/1341/Expr.Pw-II/A2/2013, Dt. 17-1-2014.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B. SAMBOB
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Engineer-in-Chief (R&B) State Roads, Hyderabad.
Copy to:
The Finance (Expr. Pw) Deptt / The Finance (BG-I) Deptt.,
The Principal Accountant General, A.P. Hyderabad.
The Pay and Accounts Works, Nalgonda.
The Director of Works Accounts, Hyderabad.
SF/Sc.

// FORWARDED :: BY ORDER //

SECTION OFFICER